c.8700/ (3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO.5410 /2005

PETITIONERS

1. Narayan Ram Nagesh, Aged about 35 years, S/o. Shri Chamru Ram, Teacher Primary School, Malsema, Resident of Village Mudhi, District Jashpur, (C.G.)

2. Raja Ram Yadav, S/o. Shri Balpan Yadav, Aged about 30 years, Teacher Primary School Boirpokhar, Resident of Village Mahnai, District Jashpur (C.G.)

3. Smt.Chandramani Bai, W/o. Shri Bhulan Ram Nagesiya, Aged about 27 years, Teacher Primary School Gamharkona, Resident of Village Bhadiya, District Jashpur (C.G.)

4. Smt. Fagiya Bai, W/o. Shri Ghutaru Ram, Aged about 32 years, Teacher Primary School Bamhani, Resident of Village Kopa, District Jashpur (C.G.)

5. Prabhu Das Tirki, S/o. Shri Selbestar Tirki, Aged about 29 years, Teacher Primary School Chhilgatoli, Resident of Village Dumarkona, District Jashpur (C.G.)

P.R. No. 5242/05
Presented by Shri Sanjeev K. Sahu
dated 5/10/05

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6. Balram Uraon, Aged about 29 years, S/o. Samrath Ram, Teacher Primary School Parshapani, Resident of Village Maino, District Jashpur (C.G.)

7. Smt.Champawati Bai, Aged about 30 years, W/o. Shri Purushottam Teacher Primary School Semarjobla, Resident of Village Samarwar, Distt. Jashpur (C.G.)

VERSUS

RESPONDENTS

1. State of Chhattisgarh, Through the Chief Secretary, Department of Education, Mantralya, D.K.S. Bhawan, Raipur.

2. The Chief Executive Officer, Janpad Panchayat, Bagicha, Jashpur (C.G.)

3. The District Education Officer, Jashpur, Distt.Jashpur (C.G.)

4. The Block Education Officer, Bagicha, District Jashpur (C.G.)

5. The Sarpanch/Secretary, Village Panchayat Mudho, District Jashpur (C.G.)

6. The Sarpanch/Secretary, Village Panchayat Mahnai, District Jashpur (C.G.)

(3) (5)

7. The Sarpanch/Secretary, Village Panchayat Bhadiya, District Jashpur (C.G.)

8. The Sarpanch/Secretary, Village Panchayat Kopa, District Jashpur (C.G.)

9. The Sarpanch/Secretary, Village Panchayat Dumarkona, District Jashpur (C.G.)

10. The Sarpanch/Secretary, Village Panchayat Maino, District Jashpur (C.G.)

11. The Sarpanch/Secretary, Village Panchayat Samarwar, District Jashpur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-78

(87)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 5410 **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

28.11.2005

Shri Ashok Soni, counsel for the petitioners.

Shri Pankaj Shrivastava, Panel lawyer for the respondents No. 1, 2, 3 and 4/State.

Learned counsel for the petitioner submits that the petitioners are holding Uttar Madhyama Examination Certificate from Bhartiya Vidhya Bhawan, Mumbai, on the basis of said certificate, they were appointed as Gurujis in various schools of the State of Chhattisgarh. The Chief Executive Officer, Janpad Panchayat, Bagicha sent a letter dated 18.8.2005 (Annexure P-1) to the Sarpanch/Secretary, Gram Panchayat, Harradipa, wherein it was stated that appointment of Gurujis has been made on the basis of forged certificate as such show cause notices be issued to the concerned Gurujis and to take appropriate steps for removal of all the Gurujis from service. The petitioners filed this petition challenging the internal communication from the Chief Executive Officer, Janpad Panchayat, Bagicha dated 18.8.2005 to the Sarpanch/Secretary, Gram Panchayat, Harradipa stating that this communication amounts to

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 5710 **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश – 2 –	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	termination of the petitioners without show cause notice or enquiry. Learned counsel for the petitioners informed that no show cause notice has been issued and consequential no termination order has been passed, as yet. In view of the above, the petition is pre-mature. However, it is observed that no termination order be passed without following the principle of natural justice and without affording opportunity of hearing to the petitioners. In view of the foregoing, the writ petition stands dismissed, accordingly. No order as to costs. Sd/- Satish K. Agnihotri Judge	